

REMARKS

The outstanding non-final Office Action mailed August 20, 2004 (Part of Paper/Mail Date 007) has been carefully considered. In response thereto, please enter the following amendments in which claims 1 –64 and 67 are cancelled, and claims 65, 66, 68, 70 and 71 are amended. Claims 65, 66, and 68-84 are now pending in the present application. Reconsideration and allowance of the application and presently pending claims, as amended, are respectfully requested.

Response to 35 U.S.C. §103 Rejections

Claims 65-84 stand rejected under 35 U.S.C. §103. Specifically, claims 65-84 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Pinder, U.S. Pat. No. 6,105,134, hereinafter *Pinder* '134. Applicants respectfully traverse the rejections for at least the following reasons.

Response to Rejection of Independent Claim 65

Claim 65 includes the limitation of “responsive to determining the terminal is not authorized, *displaying a second service* that is *different from the first service*.” The Office Action relies upon *Pinder* '134 for disclosing the claimed limitation. Specifically, the Office Action states “Pinder et al '134 meets the limitation of ... and ‘responsive to determining the terminal is not authorized, displaying something other than the service’ inherently on column 4, lines 29-31, 42-45.” Pinder, column 4, lines 29-31, states, “[t]he entitlement control messages contain information needed to decrypt the encrypted portion of the associated instance of data 109,” and lines 42-45 states, “[i]t is a function of set-top box 113 to determine whether encrypted instance 105 should be decrypted and if so, to decrypt it to produce decrypted instance 123, which is delivered to the television set.” Applicants respectfully submit that it is not inherent that Pinder discloses displaying a second service when the terminal is authorized to display the first service. Therefore, Applicants respectfully request that this rejection be withdrawn.

Response to Rejection of Independent Claim 72

Claim 72 includes the limitations of “*providing* the terminal with *an electronic program guide* that associates universal service identification numbers to services” and “providing the terminal with an authorized entitlement unit number, wherein responsive to the a user selecting a given service, the terminal determines whether the terminal is authorized to access the given service *using the electronic program guide*, the entitlement unit table, and the authorized entitlement unit number.” The Office Action relies upon *Pinder* ‘134 for disclosing the claimed limitations. Specifically, the Office Action alleges that the first above cited limitation is disclosed by *Pinder* ‘134 at column 31, lines 26-43 and the second above cited limitation is disclosed at column 30, lines 35-48, and column 31, lines 11-25. Applicants have carefully read the cited portions of *Pinder* ‘134, and Applicants respectfully submit that *Pinder* ‘134 apparently fails to disclose either providing an electronic program guide or using the electronic program guide. Therefore, Applicants respectfully request that this rejection be withdrawn.

Response to Rejection of Independent Claim 79

Claim 79 includes the limitations of “*receiving an electronic program guide* that associates universal service identification numbers to services” and “determining whether the terminal is authorized to access the given service *using the electronic program guide*, the entitlement unit table, and the authorized entitlement unit number.” The Office Action relies upon *Pinder* ‘134 for disclosing the claimed limitation. The Office Action relies upon *Pinder* ‘134 for disclosing the claimed limitations. Specifically, the Office Action alleges that the first above cited limitation is disclosed by *Pinder* ‘134 at column 31, lines 26-43 and the second above cited limitation is disclosed at column 30, lines 35-48, and column 31, lines 11-25. Applicants have carefully read the cited portions of *Pinder* ‘134, and Applicants respectfully submit that *Pinder* ‘134 apparently fails to disclose either “receiving an electronic program guide” or “using the electronic program guide.” Therefore, Applicants respectfully request that this rejection be withdrawn.

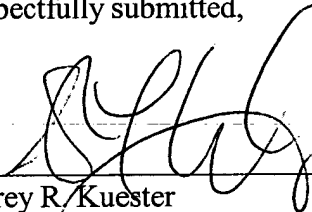
Prior References Made of Record

The prior references made of record have been considered, but they are not believed to affect the patentability of the presently pending claims.

CONCLUSION

In light of the foregoing amendments and for at least the reasons set forth above, Applicant respectfully submits that all rejections have been traversed, rendered moot, and/or accommodated, and that the now pending claims 65, 66, and 68-84 are in condition for allowance. Favorable reconsideration and allowance of the present application and all pending claims are hereby courteously requested. If, in the opinion of the Examiner, a telephonic conference would expedite the examination of this matter, the Examiner is invited to call the undersigned agent at (770) 933-9500.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'JKuester', is written over a horizontal line.

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